



MEMORANDUM
Harvey Ruvin
Clerk of the Circuit and County Courts
Clerk of the Board of County Commissioners
Miami-Dade County, Florida
(305) 375-5126
(305) 375-2484 FAX
www.miami-dadeclerk.com

INLUC
Agenda Item No. 5A

TO: Honorable Chairwoman Audrey M. Edmonson
and Members, Infrastructure and
Land Use Committee

DATE: February 15, 2012

FROM: Christopher Agrippa
Division Chief, Clerk of the Board Division

SUBJECT: Approval of Commission
Committee Minutes

The Clerk of the Board's Office is submitting the following Clerk's Summaries of Minutes for approval by the Infrastructure and Land Use Committee:

December 14, 2011
January 11, 2012

CA/as/jt
Attachment



Stephen P. Clark
Government Center
111 N.W. 1st Street
Miami, FL 33128

CLERK'S SUMMARY OF

Meeting Minutes

Infrastructure and Land Use Committee

Audrey M. Edmonson (3) Chair; Barbara J. Jordan (1) Vice Chair; Commissioners
Bruno A. Barreiro (5), Jose "Pepe" Diaz (12), Jean Monestime (2), and Rebeca Sosa (6)

Wednesday, December 14, 2011

2:00 PM

COMMISSION CHAMBERS

Members Present: Bruno A. Barreiro, Audrey M. Edmonson, Barbara J. Jordan, Rebeca Sosa.

Members Absent: Jose "Pepe" Diaz.

Members Late: None.

Members Excused: Jean Monestime.

Members Absent County Business: None.

1 MINUTES PREPARED BY:

Report: *Alicia Stephenson, Commission Reporter, (305)
375-1475.*

1A MOMENT OF SILENCE

1B PLEDGE OF ALLEGIANCE

1C ROLL CALL

Report: *The following staff members were present: Deputy Mayor Jack Osterholt; and Assistant County Attorneys Geri Bonzon-Keenan and Oren Rosenthal.*

Upon completion of the Service Awards by Chairwoman Edmonson, and the Clerk noting that a quorum was present, it was moved by Commissioner Sosa that the Committee approve the December 14, 2011 Infrastructure and Land Use Committee Agenda as presented. This motion was seconded by Commissioner Jordan, and upon being put to a vote, passed 4-0 (Commissioners Monestime and Barreiro were absent).

1D SPECIAL PRESENTATIONS

Infrastructure and Land Use Committee

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1D1

112532 Service Awards

Joe A. Martinez

PRESENTATION OF SERVICE AWARDS TO THE
FOLLOWING EMPLOYEE(S):

Presented

DEBORAH A. ROUNDTREE - WATER & SEWER - 30
YEARS
PEDRO L. VELAR - WATER & SEWER - 30 YEARS

1E PUBLIC HEARINGS

1E1

112330 Ordinance

Sen. Javier D. Souto

ORDINANCE CREATING SECTION 2-103.15.5 OF THE
MIAMI-DADE COUNTY CODE REQUIRING
DISCLOSURES OF INFORMATION ON SIGNS AND
PROHIBITING POSSESSION OF SIGNS WITHOUT THE
DISCLOSURE; AMENDING SECTION 8CC-10 TO
PROVIDE FOR PENALTIES FOR VIOLATIONS;
PROVIDING SEVERABILITY, INCLUSION IN THE
CODE, AND AN EFFECTIVE DATE

Withdrawn

Mover: Sosa

Seconder: Jordan

Vote: 4-0

Absent: Monestime, Diaz

Report: *The foregoing proposed ordinance was withdrawn
during the vote to approve today's (12/14) agenda.*

*Following the vote to approve the agenda,
Chairwoman Edmonson questioned whether the
foregoing proposed ordinance was withdrawn or
was requested to be withdrawn.*

*Assistant County Attorney Geri Bonzon-Keenan
noted that it had been withdrawn.*

2 COUNTY COMMISSION

2A

112445 Resolution**Lynda Bell**

RESOLUTION DIRECTING THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE TO REQUEST THE ENVIRONMENTAL QUALITY CONTROL BOARD GRANT THE RESIDENTIAL PROPERTIES LISTED HEREIN A FOUR-YEAR EXTENSION OF TIME TO CONNECT TO AN APPROVED PUBLIC WATER MAIN

Forwarded to BCC with a favorable recommendation

Mover: Sosa

Seconder: Edmonson

Vote: 4-0

Absent: Monestime, Diaz

Report: *Assistant County Attorney Geri Bonzon-Keenan read the foregoing proposed resolution into the record.*

Hearing no questions or comments, the Committee voted on the foregoing proposed resolution as presented.

Assistant County Attorney Bonzon-Keenan proceeded to read Agenda Item 2B into the record.

Commissioner Jordan then asked if a cost was associated with connecting residential properties to an approved public water main as referenced in Item 2A, and if so, whether a program would be made available to assist residents who could not afford to pay the connection fee.

Assistant County Attorney Bonzon-Keenan pointed out that the foregoing resolution pertained to the General Obligation Bond.

Commissioner Jordan withdrew her question following the Assistant County Attorney's clarification,

Later in the meeting, following a vote on Item 2D, Commissioner Jordan noted she failed to question the intent of Agenda Item 2A during the Committee's consideration of that item; however, she cautioned members of the Administration that she would be asking those questions when Item 2A was considered by the full County Commission. She noted, for the record, she was seeking information on the impact of connecting residential properties to a public water main, particularly whether a cost was associated with the connection and whether a program would be developed to assist those residents who could not afford it.

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2B

112511 Resolution

Lynda Bell

RESOLUTION APPROVING ALLOCATION OF
\$10,592,308.00 FROM BUILDING BETTER
COMMUNITIES GENERAL OBLIGATION BOND
PROGRAM PROJECT NUMBER 249 – "PRESERVATION
OF AFFORDABLE HOUSING UNITS AND EXPANSION
OF HOME OWNERSHIP" TO FUND DEVELOPMENT OF
AFFORDABLE HOUSING COMPONENT OF CUTLER
BAY CENTRE IN DISTRICT 8

*Forwarded to BCC with a favorable
recommendation*

Mover: Sosa

Seconder: Edmonson

Vote: 4-0

Absent: Monestime, Diaz

Report: *Assistant County Attorney Geri Bonzon-Keenan
read the foregoing proposed resolution into the
record.*

*Hearing no comments or discussion on the
foregoing proposed resolution, the Committee
proceeded to vote on it, as presented.*

2C

112509 Resolution

RESOLUTION APPROVING ALLOCATION OF \$3,000,000 FROM BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM PROJECT NO. 320 - "ECONOMIC DEVELOPMENT IN TARGETED URBAN AREAS" AS IDENTIFIED IN APPENDIX A TO RESOLUTION NO. R-914-04 TO FUND CERTAIN PUBLIC INFRASTRUCTURE IMPROVEMENTS OWNED BY NORTHSIDE CENTRE LLC, A FLORIDA FOR PROFIT CORPORATION; APPROVING FORM OF GRANT AGREEMENT; AND AUTHORIZING COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE AND DELIVER GRANT AGREEMENT

Forwarded to the full BCC by the BCC Chairman

Mover: Sosa

Seconder: Edmonson

Vote: 4-0

Absent: Monestime, Diaz

Report: *Assistant County Attorney Geri Bonzon-Keenan read the foregoing proposed resolution into the record.*

Hearing no questions or comments, the Committee voted on the foregoing proposed resolution as presented.

Chairwoman Edmonson asked staff to prepare the appropriate memorandum requesting that Chairman Martinez waive the Board's rules and allow this proposed resolution to be forwarded for consideration at the December 19, 2011 County Commission meeting.

Ms. Bonzon-Keenan noted she believed the sponsor would prepare a memorandum for signature by Commissioner Edmonson as Chairwoman of this Committee and Chairman Martinez.

Ms. Charita Allen, a representative of the Beacon Council, appeared before the Committee and indicated that the Council was requesting that language be added to the foregoing proposed resolution to expand the service area for job creation. She asked for permission to read the language into the record.

Chairwoman Edmonson noted she preferred that the sponsor of this resolution be present when the proposed amending language was read into the record. She suggested this language be read into the record when the foregoing proposed resolution was considered by the full County Commission.

Ms. Allen noted that the sponsor asked that representatives from the Beacon Council read the

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additions into the record.

Assistant County Attorney Bonzon-Keenan asked that the language be read at the full Commission meeting, and Ms. Allen agreed.

2D

112452 Resolution

Rebeca Sosa

Amended

RESOLUTION DIRECTING COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO WAIVE FEES FOR ELECTORS SEEKING TO REVIEW THEIR OWN ABSENTEE BALLOTS; TO PROVIDE INFORMATION OR DIRECTION TO ELECTORS WHO HAVE BEEN THE VICTIM OF IMPROPER OR CRIMINAL ACTIVITY WITH REGARDS TO THEIR ABSENTEE BALLOTS TO ALLOW THEM TO LEGALLY CAST A VOTE AND REPORT ANY CRIMINAL ACTIVITIES TO THE APPROPRIATE AUTHORITIES; AND REQUIRING A REPORT TO THE BOARD WITHIN SIXTY (60) DAYS

Report: *See Agenda Item 2D Amended (Legislative File No. 120047).*

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2D Amended

120047 Resolution

Rebeca Sosa

RESOLUTION DIRECTING COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO WAIVE FEES FOR ELECTORS SEEKING TO REVIEW THEIR OWN ABSENTEE BALLOTS; TO PROVIDE INFORMATION OR DIRECTION TO ELECTORS WHO HAVE BEEN THE VICTIM OF IMPROPER OR CRIMINAL ACTIVITY WITH REGARDS TO THEIR ABSENTEE BALLOTS TO ALLOW THEM TO LEGALLY CAST A VOTE AND REPORT ANY CRIMINAL ACTIVITIES TO THE APPROPRIATE AUTHORITIES; AND REQUIRING A REPORT TO THE BOARD WITHIN SIXTY (60) DAYS [SEE ORIGINAL ITEM UNDER FILE NO. 112452]

Forwarded to BCC with a favorable recommendation with committee amendment(s)

Mover: Sosa

Second: Edmonson

Vote: 4-0

Absent: Monestime, Diaz

Report: *Assistant County Attorney Oren Rosenthal read the following amendments into the record:*

- 1. replace the phrase "have been charged," contained within the third "WHEREAS" clause on handwritten page 3, with the phrase "have either been charged" so that it reads " have either been charged fees or have been threatened to be charged fees after 15 minutes ...";*
- 2. add the phrase "or the threat to impose fees" after the phrase "imposition of fees," contained within the fourth "WHEREAS" clause on handwritten page 3, so that it reads: "imposition of fees or the threat to impose fees in accordance with...;" and*
- 3. add the phrase "if possible" after the word "vote" in the seventh line on handwritten page 4, so that the sentence reads: "...to allow them to legally cast a vote, if possible, and report any criminal activities...."*

Commissioner Sosa noted the intent of this resolution was to address concerns raised by Ms. Judith Thompson at the November 9, 2011 Committee meeting. She explained that the proposed fee should not be imposed on individuals who attempted to vote at a designated voting precinct, were unable to do so for any reason, and then exceeded the 15 minutes allotted to complete the ballot review process. People should be given sufficient time to determine whether anyone else had stolen their vote by using their name or identity. She said this was significantly different from someone seeking to examine view several ballots, which would fall under a different jurisdiction.

It was moved by Commissioner Sosa that the

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foregoing proposed resolution be forwarded to the County Commission as amended.

Chairwoman Edmonson noted the resolution specifically addressed cases in which a voter visited the Elections Department to review his/her own ballot.

In response to Chairwoman Edmonson's inquiry regarding what would trigger the Elections Department to charge a fee, Ms. Penny Townsley, Supervisor of the Elections Department, noted the Department's current policies and procedures were consistent with the foregoing resolution in that a charge would not be imposed for individuals to review their own absentee ballots. She added that a fee may be charged if a person wanted to review several items or an inordinate amount of time was exhausted in fulfilling a request. Ms. Townsley noted the Department had not encountered a request that required more than 10-15 minutes to complete. She said that the incident concerning Judith Thompson was the only one, in terms of a public records request, involving a request to view an absentee ballot.

In response to Commissioner Jordan's request for clarification, Ms. Townsley noted that it was not Ms. Thompson who made the initial request to view the ballot, but the request would have taken an hour according to staff's estimate, and the individual(s) was given an hour. She explained that Ms. Thompson was not charged later when she viewed only her own ballot.

In response to Commissioner Jordan's questions concerning how long it took for the Department to fulfill Ms. Thompson's request, and whether the Department quoted a price to a third party for the information he/she requested, Ms. Townsley noted she believed it took about three to five minutes to pull the record; however, it was her understanding that the initial request was to review several items, including Ms. Thompson's ballot.

Commissioner Jordan questioned whether an individual would be prohibited from voting if he/she appeared at a voting precinct and said he/she had not voted via absentee ballot. She noted it was her understanding that that would be different and the individual would be given a provisional ballot. She inquired whether Ms. Thompson was denied the chance to vote.

Ms. Townsley noted Commissioner Jordan was

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correct; that the voter would receive a provisional ballot. She explained that Ms. Thompson was prohibited from voting either by casting a regular ballot or a provisional ballot.

In response to Commissioner Barreiro's comment that he believed a person who asked to view someone else's ballot should be charged a fee and his question regarding whether such a fee would be imposed pursuant to this resolution, Assistant County Attorney Rosenthal noted this resolution only applicable to individuals seeking to review their own ballot. He said an individual's right to review someone else's ballot was covered under Chapter 119 of the Florida Statutes. Pursuant to Chapter 119, a fee would be imposed for viewing another person's public record, he noted.

In response to Commissioner Jordan's question concerning whether one person was allowed to view another person's ballot, Ms. Townsley noted the ballot was a public record.

Mr. Rosenthal clarified that the word "ballot," in this instance, referred to the envelope in which a ballot was placed, not to the ballot itself.

Commissioner Sosa said it was discovered that the signature on Ms. Thompson's ballot did not belong to her, and the same discrepancy was found in other cases. She spoke regarding the importance of legislation to protect citizens' voting rights.

Hearing no further discussion, it was moved by Commissioner Sosa that the foregoing proposed resolution be forwarded to the County Commission with a favorable recommendation, with the committee amendments. This motion was seconded by Chairwoman Edmonson, and upon being put to a vote, passed 4-0 (Commissioners Diaz and Monestime were absent).

3 DEPARTMENTS

Infrastructure and Land Use Committee

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3A

112415 Resolution

Audrey M. Edmonson,

Sally A. Heyman, Dennis C. Moss

RESOLUTION AUTHORIZING THE DISBURSEMENT OF FUNDS FROM THE BISCAYNE BAY ENVIRONMENTAL ENHANCEMENT TRUST FUND FOR BAYNANZA 2012 AND AUTHORIZING EXECUTION OF AN AGREEMENT WITH THE FLORIDA INLAND NAVIGATION DISTRICT TO PROVIDE FUNDING TO MIAMI-DADE COUNTY FOR THIS EVENT (Permitting, Environment & Regulatory Affairs)

Forwarded to BCC with a favorable recommendation

Mover: Edmonson

Second: Sosa

Vote: 4-0

Absent: Monestime, Diaz

Report: *Chairwoman Edmonson relinquished the Chair to Vice Chairwoman Jordan.*

Assistant County Attorney Geri Bonzon-Keenan read the foregoing proposed resolution into the record.

Hearing no questions or comments, the Committee proceeded to vote on the foregoing proposed resolution as presented.

3B

112416 Resolution

RESOLUTION AUTHORIZING THE EXECUTION OF AN INTERLOCAL AGREEMENT BETWEEN THE TOWN OF MIAMI LAKES AND THE MIAMI-DADE COUNTY STORMWATER UTILITY FOR STORMWATER MANAGEMENT; AND AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXERCISE ANY AND ALL RIGHTS CONTAINED THEREIN (Permitting, Environment & Regulatory Affairs)

Forwarded to BCC with a favorable recommendation

Mover: Sosa

Second: Edmonson

Vote: 4-0

Absent: Monestime, Diaz

Report: *Hearing no questions or comments, the Committee proceeded to vote on the foregoing proposed resolution as presented.*

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3C

112177 Resolution Bruno A. Barreiro

RESOLUTION DIRECTING THE MAYOR OR MAYOR'S DESIGNEE TO ENGAGE IN NEGOTIATIONS WITH THE BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND OF THE STATE OF FLORIDA FOR THE ACQUISITION OF SOVEREIGNTY SUBMERGED LANDS EASEMENTS NEEDED FOR CONSTRUCTION OF A PEDESTRIAN/BICYCLE SHARED USE RIVERWALK AND SEAWALL BENEATH THE METRORAIL GUIDEWAY FOR THE MIAMI RIVER GREENWAY PROJECT (Public Works & Waste Management)

Forwarded to BCC with a favorable recommendation

Mover: Barreiro

Seconder: Jordan

Vote: 4-0

Absent: Monestime, Diaz

Report: *Hearing no questions or comments, the Committee proceeded to vote on the foregoing proposed resolution as presented.*

3D

112475 Resolution Dennis C. Moss

RESOLUTION DESIGNATING A PORTION OF MIAMI-DADE COUNTY OWNED PROPERTY IDENTIFIED AS PARCEL 5 AS PUBLIC ROAD RIGHT-OF-WAY FOR THE PEOPLE'S TRANSPORTATION PLAN (PTP) PROJECT ENTITLED IMPROVEMENTS TO SW 264 STREET, FROM US 1 (SR 5) TO SW 137 AVENUE, IN SECTION 27, TOWNSHIP 56 SOUTH, RANGE 39 EAST (Public Works & Waste Management)

Forwarded to BCC with a favorable recommendation

Mover: Jordan

Seconder: Sosa

Vote: 4-0

Absent: Monestime, Diaz

Report: *Hearing no questions or comments, the Committee proceeded to vote on the foregoing proposed resolution as presented.*

3E

112456 Resolution

RESOLUTION APPROVING A CONTRACT AWARD RECOMMENDATION IN THE AMOUNT OF \$293,999.92 TO P & J STRIPING, INC. FOR THE PEOPLE'S TRANSPORTATION PLAN PROJECT ENTITLED PAVEMENT MARKINGS INSTALLATION - COUNTYWIDE (PROJECT MCC 7040 PLAN - CICC 7040-0/07, REQUEST FOR PRICE QUOTATION NO. 20110142) AND AUTHORIZING THE USE OF CHARTER COUNTY TRANSPORTATION SURTAX FUNDS (Public Works & Waste Management)

Forwarded to BCC with a favorable recommendation

Mover: Jordan

Seconder: Edmonson

Vote: 4-0

Absent: Monestime, Diaz

Report: *Hearing no questions or comments, the Committee proceeded to vote on the foregoing proposed resolution as presented.*

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3F

112567 Resolution

RESOLUTION AUTHORIZING EXECUTION OF AN AMENDMENT TO AN EXISTING CONTRACT BETWEEN MIAMI-DADE COUNTY AND KIMLEY-HORN AND ASSOCIATES TO PROVIDE ADDITIONAL FUNDING IN THE AMOUNT OF \$3,900,000 FOR THE PEOPLE'S TRANSPORTATION PLAN (PTP) PROJECT ENTITLED ADVANCED TRAFFIC MANAGEMENT SYSTEM (ATMS); AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE THE PROVISIONS THEREIN; AND AUTHORIZING THE USE OF CHARTER COUNTY TRANSPORTATION SURTAX FUNDS (Public Works & Waste Management)

Forwarded to BCC with a favorable recommendation

Mover: Jordan

Seconder: Edmonson

Vote: 4-0

Absent: Monestime, Diaz

Report: *Hearing no questions or comments, the Committee proceeded to vote on the foregoing proposed resolution as presented.*

3G

112578 Resolution

Joe A. Martinez

RESOLUTION AUTHORIZING THE EXECUTION OF AN INTERLOCAL AGREEMENT IN THE AMOUNT OF \$600,000.00 WITH A 10% CONTINGENCY BETWEEN FLORIDA INTERNATIONAL UNIVERSITY AND MIAMI-DADE COUNTY FOR ENVIRONMENTAL RESEARCH AND ANALYSIS BY THE SCHOOL OF ENGINEERING FOR THE MIAMI-DADE WATER AND SEWER DEPARTMENT (Water & Sewer Department)

Forwarded to BCC with a favorable recommendation

Mover: Barreiro

Seconder: Jordan

Vote: 4-0

Absent: Monestime, Diaz

Report: *Hearing no questions or comments, the Committee proceeded to vote on the foregoing proposed resolution as presented.*

3H

112453 Resolution

RESOLUTION APPROVING A STORMWATER BILLING AGREEMENT WITH THE VILLAGE OF PALMETTO BAY FOR THE BILLING OF STORMWATER UTILITY CHARGES BY THE MIAMI-DADE WATER AND SEWER DEPARTMENT; AND AUTHORIZING THE COUNTY MAYOR OR MAYOR'S DESIGNEE TO EXECUTE SAME AND TO EXERCISE THE PROVISIONS CONTAINED THEREIN (Water & Sewer Department)

Forwarded to BCC with a favorable recommendation

Mover: Sosa

Seconder: Edmonson

Vote: 4-0

Absent: Monestime, Diaz

Report: *Hearing no questions or comments, the Committee proceeded to vote on the foregoing proposed resolution as presented.*

3I

112473 Resolution

RESOLUTION APPROVING CONTRACT RENEWAL AND AMENDMENT NO. 1 TO CONTRACT NO. W-897 WITH H&R PAVING, INC. IN THE AMOUNT OF \$340,200 FOR ADJUSTING MANHOLE CASTINGS AND VALVE BOXES; AND AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXECUTE SAME AND EXERCISE THE PROVISIONS CONTAINED THEREIN (Water & Sewer Department)

Forwarded to BCC with a favorable recommendation

Mover: Sosa

Seconder: Edmonson

Vote: 4-0

Absent: Monestime, Diaz

Report: *Hearing no questions or comments, the Committee proceeded to vote on the foregoing proposed resolution as presented.*

4 COUNTY ATTORNEY

5 CLERK OF THE BOARD

5A

112560 Report

CLERK'S SUMMARY OF MEETING MINUTES FOR THE NOVEMBER 9, 2011 INFRASTRUCTURE AND LAND USE COMMITTEE MEETING (Clerk of the Board)

Approved

Mover: Sosa

Seconder: Edmonson

Vote: 4-0

Absent: Monestime, Diaz

Report: *Hearing no questions or comments, the Committee proceeded to vote on the foregoing report as presented.*

6 REPORTS

7 ADJOURNMENT

Report: *Hearing no further business to come before the Infrastructure and Land Use Committee, Chairwoman Edmonson adjourned the meeting at 2:47 PM.*

INFRASTRUCTURE AND
LAND USE COMMITTEE
MINUTES OF
JANUARY 11, 2012



Stephen P. Clark
Government Center
111 N.W. 1st Street
Miami, FL 33128

CLERK'S SUMMARY OF Meeting Minutes

Infrastructure and Land Use Committee

Audrey M. Edmonson (3) Chair; Barbara J. Jordan (1) Vice Chair; Commissioners
Bruno A. Barreiro (5), Jose "Pepe" Diaz (12), Jean Monestime (2), and Rebeca Sosa (6)

Wednesday, January 11, 2012

2:00 PM

COMMISSION CHAMBERS

Members Present: Jose "Pepe" Diaz, Audrey M. Edmonson, Barbara J. Jordan, Jean Monestime.

Members Absent: Bruno A. Barreiro.

Members Late: None.

Members Excused: Rebeca Sosa.

Members Absent County Business: None.

1 MINUTES PREPARED BY:

Report: *Jill Thornton, Commission Reporter
(305) 375-2505*

1A MOMENT OF SILENCE

1B PLEDGE OF ALLEGIANCE

Report: *The Committee convened in a moment of silence,
followed by the Pledge of Allegiance.*

1C ROLL CALL

Report: *The following staff members were present: Deputy Mayor Jack Osterholt; Assistant County Attorneys Geri Bonzon-Keenan and Sara Davis, and Deputy Clerks Judy Marsh and Jill Thornton.*

Assistant County Attorney Geri Bonzon-Keenan noted agenda Item 1D2 was added to the agenda.

It was moved by Commissioner Diaz that the January 11, 2012 Infrastructure and Land Use Committee agenda be approved, with the change noted by Assistant County Attorney Bonzon-Keenan. This motion was seconded by Chairwoman Edmonson, and upon being put to a vote, passed 4-0 (Commissioners Barreiro and Sosa were absent).

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1D SPECIAL PRESENTATIONS

1D1

112682 Service Awards

Joe A. Martinez

PRESENTATION OF SERVICE AWARDS TO THE
FOLLOWING EMPLOYEES:

Presented

GLORIA A. BERNARD - PERA - 30 YEARS
CHARLES R. CALKINS - PW&WM - 35 YEARS
SERGE DANIEL - PW&WM - 30 YEARS
TONY ETIENNE - PW&WM - 35 YEARS
FRED L. FERGUSON - PW&WM - 30 YEARS
ELAINE DENNARD - WASD - 30 YEARS

17

1D2

120032 Discussion Item

Audrey M. Edmonson

ORAL REPORT FROM WASD ON THE RECENT WATER
AND SEWER LINE BREAKAGES

Presented

Report: *Mr. John Renfrow, Director, Water and Sewer Department (WASD), provided an oral report on recent breakages in the County's water and sewer lines as follows:*

- March 2010, a 54-inch large water main exploded in Hialeah;*
- May 2011, a 48-inch water main broke at Miller Road and SW 122 Avenue;*
- November 2011, a 12-inch water main broke at SW 8th Street, between 102nd and 107th Avenues;*
- January 2012, a 12-inch cast iron water main broke at NW 36th Street and Le Juene Road;*
- June 2010, a 72-inch sewage force main exploded in District 1, causing extensive damage to a canal bank and polluting the bay;*
- October 2010, a 12-inch sewer pipe exploded at SW 112 and 107 Avenue;*
- November 2010, a 12-inch sewer force main exploded at SW 87 Avenue and 92 Street; and*
- July of 2011, a 24-inch sewer force main broke at NW 37th Avenue and 21 Street.*

In addition, Mr. Renfrow noted a news release was issued in January 2011, warning the public that three critical sections of the existing pipeline beneath Government Cut, between Miami Beach and Virginia Key, were at risk of exploding at any moment. He also noted the company that analyzed the condition of this pipe, also analyzed the pipe at Miller Road and SW 122 Avenue in District 11, which exploded a few days after the report was submitted to the Department, showing the accuracy of the analysis. Mr. Renfrow said he did not know when the pipe beneath Government Cut would explode, and that at least 20 percent of the pipeline Countywide had been inspected and found to be in similar condition. Mr. Renfrow noted breakages in water and sewer lines were reaching epidemic proportions nationwide and continually increasing, primarily due to the lack of funding to repair them. In addition, the Department received notices of violations from the Environmental Protection Agency and the Florida Department of Environmental Protection concerning the deterioration of treatment plants. Mr. Renfrow emphasized the importance that these

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issues be addressed proactively rather than reactively, or following an emergency. He also noted that in August 2011, he sent the Mayor a memorandum outlining critical capital projects needed by WASD, in which he cautioned the Mayor of the County's deteriorating water and sewer infrastructure.

Chairwoman Edmonson said she felt the members of the Commission needed to be fully aware of this issue, and prepared to address costly proposals from WASD in the near future. She asked Mr. Renfrow to address the three hot spots in the pipeline beneath Government Cut.

Mr. Renfrow reiterated that the project at Government Cut was necessary because the existing main pipeline needed to be replaced and placed deeper in the Cut to avoid interference with the project in the shipping channel, which was being dredged by the Army Corp of Engineers to accommodate the entry of new mega ships and freight liners or vessels from Panama to the Port of Miami. Mr. Renfrow explained that the apparatus used by Pure Technologies to test the integrity of the pipeline was designed to test water pipes only, not sewer lines. He noted the Department would be submitting a change order in the amount of \$1 million to change the design and tap into the pipeline near Miami Beach. He noted this issue was time sensitive and the Board must take action soon to avoid an overflow of sewage into Biscayne Bay. Mr. Renfrow noted he was working closely with the City of Miami Beach Mayor to resolve this issue.

Commissioner Edmonson questioned whether the pipelines had exceeded their life expectancy and if so, for how long.

Mr. Renfrow noted that most of the larger transmission pipes were installed in the 1950s and 1960s, and had exceeded their life expectancies, which was typically 40 to 50 years. However, the pipe under Government Cut was installed by a manufacturer that had installed faulty pipes throughout the County and was no longer in business. The County had approximately 13,000 miles of water and sewer pipeline, 200 miles of which were installed by this manufacture and fortunately, older pipes had not busted more frequently, Mr. Renfrow noted. He noted that the County had not invested much funding in its water and sewer infrastructure.

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Commissioner Jordan noted she had requested that the County Attorney's Office prepare a resolution directing the Administration to prepare a comprehensive report on potential breakages in pipeline, broken down by Commission Districts. She noted the entire Commission needed to know the extent of this problem, and said she looked forward to receiving the report and discussing the costs and solutions.

In response to Chairwoman Edmonson's question regarding how long it would take for the Commission to receive the report, Mr. Renfrow noted he could prepare the report quickly; however, the inspections had not been completed and not all pipelines subject to breakage had been identified. In the past, it was typical to patch pipelines to prevent breakage, which was an expensive, but short-term solution, Mr. Renfrow pointed out.

Commissioner Jordan asked Assistant County Attorney Geri Bonzon-Keenan to ensure that the resolution she previously requested for a comprehensive report on the aging water and sewer infrastructure also included a cost analysis to determine the cost of repairing water and sewer lines and pipes in each Commission District. Later, Commissioner Jordan also asked that the Water and Sewer Department Director submit a written report on water and sewer pipeline breakages to the County Commission; and Chairwoman Edmonson asked to be listed as a co-sponsor of Commissioner Jordan's proposed resolution.

Commissioner Monestime expressed appreciation to Chairwoman Edmonson and Mr. Renfrow for addressing this issue. He noted he was aware of many pipeline breakages throughout the County, including one in his District (Dist 2), and this must be addressed proactively.

Commissioner Diaz noted this was a critical issue, and the public needed to know the extent of it. He asked Mr. Renfrow about the outcome of some past studies involving the seepage of sewer lines and its impact on the aquifer.

Mr. Renfrow noted those studies resulted in the repair of gravity sewage pipes at night when the flow was low, which prevented the overflow of groundwater into the treatment plants. Mr. Renfrow noted the Department was so successful at reducing flows to the plant that representatives

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from the Industry and the Federal Government sent people to Miami to be trained on this process. The current problem, he noted, involved the potential explosion of huge water pipes ranging from 48 to 74 inches and leading to treatment plants, causing extensive damage to the community.

Concerning Commissioner Diaz's question whether the focus of the inspection was to identify only the larger pipes subject to breakage or would it include inspection of the 8-inch and 12-inch pipes; and the possibility of retrofitting, and injecting a fiber mesh coating to reduce the pressure in pipelines temporarily, Mr. Renfrow noted smaller pipelines were not excluded from the study, noting some 12 inch pipes had exploded. However, he would recommend that the focus be placed on larger pipes first.

Mr. Renfrow noted the current process was to inject Kevlar into the pipes, which was done entirely underground without having to tear up the streets and it lasted much longer.

Commissioner Diaz noted it was important to know why pipes were exploding in certain areas more than in other areas. He also noted that fixing these pipes involved millions of dollars, and the issue should be addressed comprehensively, not piecemeal. He pointed out the deterioration and explosion of water and sewer pipes in Tampa, Florida caused large sinkholes, and questioned how long pipes would last if sealed with Kevlar.

Mr. Renfrow noted pipes sealed with Kevlar could last more than 50 years.

Chairwoman Edmonson noted many of the County's water and sewer lines were old, deteriorating and in need of replacement. She noted her intent was to ensure that members of the Commission were fully aware of this issue and that the solution may require bond financing. She commended Mr. Renfrow for being candid about this issue, and suggested this report also be presented to the Board of County Commissioners.

1E PUBLIC HEARING

1E1

112561 Ordinance**Joe A. Martinez**

ORDINANCE EXTENDING AMNESTY PERIOD
CREATED BY ORDINANCE 11-64 PROVIDING FOR A
LIMITED EXCEPTION FROM CIVIL PENALTIES AND
LIENS FOR BUILDING CODE VIOLATIONS UPON A
HOMEOWNER'S COMPLIANCE WITH THE BUILDING
CODE; PROVIDING SEVERABILITY, INCLUSION IN
THE CODE, AND AN EFFECTIVE DATE

*Forwarded to BCC with a favorable
recommendation*

Mover: Monestime

Seconder: Jordan

Vote: 4-0

Absent: Barreiro, Sosa

Report: *Assistant County Attorney Geri Bonzon-Keenan
read the title of the foregoing proposed ordinance
into the record.*

*Chairwoman Edmonson opened the public hearing
for persons wishing to speak in connection with
this ordinance. She closed the public hearing
after no one appeared to speak.*

*Hearing no comments or questions, the Committee
voted on the foregoing proposed ordinance as
presented.*

2 COUNTY COMMISSION

2A

112624 Resolution**Xavier L. Suarez**

RESOLUTION DIRECTING THE MAYOR OR MAYOR'S
DESIGNEE TO NEGOTIATE AND PRESENT
AGREEMENTS TO THIS BOARD FOR ITS APPROVAL
TRANSFERRING TITLE OF THE COCONUT GROVE
PLAYHOUSE PROPERTY TO THE COUNTY AND
ELIMINATING ALL LIENS AND ENCUMBRANCES
THEREON

*Forwarded to BCC with a favorable
recommendation*

Mover: Jordan

Seconder: Edmonson

Vote: 4-0

Absent: Barreiro, Sosa

Report: *Assistant County Attorney Geri Bonzon-Keenan
read the title of the foregoing proposed resolution
into the record.*

*Hearing no comments or questions, the Committee
voted on the foregoing proposed resolution as
presented.*

2B

112688 Resolution**Xavier L. Suarez**

RESOLUTION AUTHORIZING EXECUTION OF SECOND AMENDMENT TO LEASE AGREEMENT AT VIRGINIA KEY WITH UNIVERSITY OF MIAMI FOR THE PURPOSE OF MAKING UNIVERSITY RESPONSIBLE FOR MAINTENANCE AND OPERATION OF EIGHT-INCH GRAVITY SANITARY SEWER LINE; AND AUTHORIZING COUNTY MAYOR OR MAYOR'S DESIGNEE TO EXERCISE ANY AND ALL RIGHTS CONFERRED THEREIN

Forwarded to BCC with a favorable recommendation

Mover: Jordan

Seconder: Edmonson

Vote: 4-0

Absent: Barreiro, Sosa

3 DEPARTMENTS

3A

112687 Resolution**Lynda Bell**

RESOLUTION ACCEPTING AN IMPLIED OFFER OF DEDICATION FOR PORTIONS OF SW 137 AVENUE AND A PORTION OF SW 192 STREET IN SECTION 3, TOWNSHIP 56 SOUTH, RANGE 39 EAST (Public Works & Waste Management)

Forwarded to BCC with a favorable recommendation

Mover: Jordan

Seconder: Monestime

Vote: 4-0

Absent: Barreiro, Sosa

Report: *Assistant County Attorney Geri Bonzon-Keenan read the title of the foregoing proposed resolution into the record.*

Hearing no comments or questions, the Committee voted on the foregoing proposed resolution as presented.

3B

112689 Resolution**Audrey M. Edmonson**

RESOLUTION ACCEPTING CONVEYANCES OF VARIOUS PROPERTY INTERESTS FOR ROAD PURPOSES TO MIAMI-DADE COUNTY, FLORIDA (Public Works & Waste Management)

Forwarded to BCC with a favorable recommendation

Mover: Jordan

Seconder: Monestime

Vote: 4-0

Absent: Barreiro, Sosa

Report: *Assistant County Attorney Geri Bonzon-Keenan read the title of the foregoing proposed resolution into the record.*

Hearing no comments or questions, the Committee voted on the foregoing proposed resolution as presented.

3C

112649 Resolution

RESOLUTION APPROVING EXECUTION OF A JOINT PARTICIPATION AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE TOWN OF MIAMI LAKES TO PROVIDE THE COUNTY WITH FUNDING IN AN AMOUNT UP TO \$1,637,189.84 FOR THE DESIGN AND CONSTRUCTION OF A ROADWAY IMPROVEMENT PROJECT ALONG NW 154 STREET FROM 200' WEST OF NW 87 AVENUE TO NW 83 AVENUE; AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE THE PROVISIONS THEREIN (Public Works & Waste Management)

Forwarded to BCC with a favorable recommendation

Mover: Monestime

Seconder: Diaz

Vote: 4-0

Absent: Barreiro, Sosa

Report: *Assistant County Attorney Geri Bonzon-Keenan read the title of the foregoing proposed resolution into the record.*

Hearing no comments or questions, the Committee voted on the foregoing proposed resolution as presented.

3D

112650 Resolution

RESOLUTION APPROVING EXECUTION OF A JOINT PARTICIPATION AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE CITY OF MIAMI TO PROVIDE THE COUNTY WITH FUNDING IN AN AMOUNT UP TO \$100,000 FOR THE CONSTRUCTION OF A SIDEWALK ALONG THE NORTHERN SIDE OF SOUTH BAYSHORE DRIVE FROM AVIATION AVENUE TO KIRK STREET; AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE THE PROVISIONS THEREIN (Public Works & Waste Management)

Forwarded to BCC with a favorable recommendation

Mover: Monestime

Seconder: Diaz

Vote: 4-0

Absent: Barreiro, Sosa

Report: *Assistant County Attorney Geri Bonzon-Keenan read the title of the foregoing proposed resolution into the record.*

Hearing no comments or questions, the Committee voted on the foregoing proposed resolution as presented.

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3E

112638 Resolution

RESOLUTION APPROVING A SANITARY SEWAGE AND STORMWATER BILLING AGREEMENT WITH THE CITY OF CORAL GABLES FOR THE BILLING OF SANITARY SEWAGE AND STORMWATER UTILITY CHARGES BY THE MIAMI-DADE WATER AND SEWER DEPARTMENT; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE SAME AND TO EXERCISE THE PROVISIONS CONTAINED THEREIN (Water & Sewer Department)

Forwarded to BCC with a favorable recommendation

Mover: Monestime

Seconder: Diaz

Vote: 4-0

Absent: Barreiro, Sosa

Report: *Assistant County Attorney Geri Bonzon-Keenan read the title of the foregoing proposed resolution into the record.*

Hearing no comments or questions, the Committee voted on the foregoing proposed resolution as presented.

4 COUNTY ATTORNEY

5 CLERK OF THE BOARD

6 REPORT

6A

112654 Report

REPORT RE: MIAMI-DADE COUNTY
RETAIL/ENTERTAINMENT DISTRICT ASSESSMENT
(Mayor)

*Report Received**Mover: Diaz**Seconder: Jordan**Vote: 4-0**Absent: Barreiro, Sosa*

Report: *Mr. Mark Woerner, Chief of the Metropolitan Planning Section, Sustainability, Planning and Economic Enhancement Department, noted in 2009, the Commission requested a study on the feasibility of creating a mega mall shopping district in Miami-Dade County (MDC). He noted this study resulted in staff identifying several geographical areas for the proposal, and recommending that an area north of State Road (SR) 836, south of NW 35th/41st Street, east of the Homestead Extension of Florida Turnpike (HEFT) and west of Miami International Airport be studied further. Mr. Woerner noted today's (01/11) report was an assessment on the feasibility of establishing a Retail and Entertainment District (RED) within the study area recommended by staff. Mr. Woerner introduced Mr. Paul Lambert, the Consultant hired by the Department to conduct the market analysis, whom he noted would discuss the results of this analysis.*

Mr. Paul Lambert, Managing Principal, Lambert Advisory Firm, provided a PowerPoint presentation on the findings and recommendations for establishing a RED within the recommended study area. He noted the study focused on the market viability of establishing a Red within Miami-Dade County, and within the recommended area. It also focused on needed changes to Land Use regulations to accommodate a RED, and found that the study area had great potential for retail enhancement.

Mr. Lambert noted a group of experts were impaneled to discuss future prospects for retail and entertainment. The study concluded that the demand for additional retail/entertainment space would increase approximately 400,000 to 500,000 square feet over the next five years, primarily for retail; that opportunities existed for new selective service hotels and attracting a major retailer to the area. He noted IKEA was a major retailer absent from the county's retail market, but sensitive to price and tended to avoid strong retail districts with high land use prices. With regard to

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limitations and challenges, the study found that traffic congestion was a nightmare and transit needed to be expanded to the area. In addition, the study found that very few retailers were missing from the area and that only one 50 acre was ready for development, Mr. Lambert noted.

Mr. Lambert noted the recommendations for an action plan were as follows:

- a. Coordinate physical planning with the cities of Sweetwater and Doral;
- b. explore transportation options that support the RED, and enhance current transportation plans and linkages to the MIA and other regions of the County;
- c. explore an internal circulating shuttle service; and
- d. review planning codes and create Land Use regulations that promote pedestrian linkages between the Dolphin and International Malls, through massive parking lots.

Concerning the implications of implementing a RED countywide, Mr. Lambert noted the results of the study were as follows:

- a. Advocate with the Beacon Council and Enterprise Florida for classifying the County's retail industry as a primary industry, rather than a supported industry;
- b. identify other areas countywide to support the development of a RED; particularly in the north and south portions of the County;
- c. identify entertainment and economic opportunities for key county-owned regional parks, particularly for Haulover; and
- d. explore public/private ventures for developing those properties for entertainment and educational-related activities and/or usages (See Attached Study).

Commissioner Diaz expressed appreciation to Mr. Lambert for preparing this report. He noted Commissioner Moss was a key supporter of establishing a RED within the study area, which was surrounded by two major malls (Dolphin and International). He noted he concurred with study's findings that the major concerns were the surrounding infrastructure of the area, particularly the portion of land under the jurisdiction of Florida Department of Transportation (FDOT); problems with traffic congestion; and the linking of the two malls. Commissioner Diaz questioned whether the

recommendation to bring IKEA to the area was still viable.

Mr. Lambert noted he understood that IKEA was clearly a viable prospect for this area, and that the proposal was still under consideration. He noted, pursuant to directions from member of the Commission, his firm reached out to the representatives of IKEA and determined that they had a continued interest. Mr. Lambert said it made sense to put an IKEA in this location since the closest one was located in Broward County.

Commissioner Diaz noted he also concurred with the findings that MDC was the shopping hub for Latin America and the Caribbean; the RED study area lacked entertainment; the need for an internal circulator and transportation linkages with the Miami Intermodal Center (MIC) and Florida International University (FIU); and the need for MDC to work with other municipalities toward this end.

Commissioner Diaz noted members of the Board needed to take appropriate steps to avoid losing the land under FDOT's jurisdiction, which was vital to a future transportation hub. He also noted much work was needed to revitalize this area, and both the cities of Doral and Sweetwater had asked the County to join in their efforts to address the issues involving flooding, road improvements, and developing surrounding industrial properties.

Hearing no further comments, the Committee voted to receive the foregoing report.

7 ADJOURNMENT

Report: *There being no further business to come before the Infrastructure and Land Use Committee, the meeting was adjourned at 3:42 p.m.*